

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Lamarr Valdez Robinson**
Docket No. **303261**
L.C. No. **10-006297-01-FC**

Christopher M. Murray, Judge, acting under MCR 7.217 and MCR 7.219(I), orders:

The above appeal is DISMISSED for want of prosecution, appellant having failed to timely file the brief on appeal.

Paul Daniel Curtis (P29737), retained counsel for appellant, shall pay to the Clerk of this Court, within 21 days of the certification of this order, court costs in the sum of \$250 for allowing this appeal to appear on the involuntary dismissal docket. Such costs are personal to the attorney and shall not be charged back to the defendant.

The Clerk's Office is directed to mail a copy of this order to defendant, who is advised that MCR 7.217(D) provides a 21-day period in which to move for reinstatement of this appeal on a showing of mistake, inadvertence, or excusable neglect. Such a motion must be filed with this Court within 21 days of the Clerk's certification of this order.



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

NOV - 9 2011

Date


Chief Clerk

JIS CODE: COA
2nd copy - Appellee
3rd copy - Appellant

Approved, SCAO

Original - Court of Appeals/Circuit Court
1st copy - Trial court

STATE OF MICHIGAN JUDICIAL <input type="checkbox"/> CIRCUIT <input type="checkbox"/> DISTRICT COUNTY <input checked="" type="checkbox"/> IN THE COURT OF APPEALS	CLAIM OF APPEAL	CASE NO. CIRCUIT DISTRICT PROBATE
Court address		Court telephone no.
Plaintiff/Petitioner name(s) and address(es) <input type="checkbox"/> Appellant <input checked="" type="checkbox"/> Appellee STATE OF MICHIGAN	v	Defendant/Respondent name(s) and address(es) <input checked="" type="checkbox"/> Appellant <input type="checkbox"/> Appellee LAMARR ROBINSON
Attorney, bar no., address, and telephone no. WAYNE COUNTY PROSECUTOR 1441 St. Antoine, 12th floor Detroit, Michigan 48226 (313) 224-5777		Attorney, bar no., address, and telephone no. PAUL DANIEL CURTIS (P29737) 3000 East Grand Boulevard Detroit, Michigan 48202-3134 (313) 331-5265; Fax (313) 864-9840
<input type="checkbox"/> Probate In the matter of _____		
Other interested party(ies) of probate matter		

1. LAMARR ROBINSON, claims an appeal from a final judgment or order entered on
 Name _____
 Date 02/15/2011 in the Wayne County Third Judicial Circuit Court of the State of Michigan,
 Court name and number or county
 by ☐ district judge ☒ circuit judge ☐ probate judge ☐ district court magistrate
 Hon. Vera Massey-Jones P15595
 Name of judge or district court magistrate Bar no.
 2. Bond on appeal is ☐ filed. ☐ attached. ☐ waived. ☐ not required.
 3. ☒ a. The transcript has been ordered.
☐ b. The transcript has been filed.
☐ c. No record was made.
☐ 4. THIS CASE INVOLVES A CONTEST AS TO THE CUSTODY OF A MINOR CHILD.
28 March 2011
 Date
 3000 East Grand Boulevard
 Address
 Appellant/Attorney signature
 Detroit, Michigan 48202-3234 (313) 331-5265
 City, state, zip Telephone no.

PROOF OF SERVICE

I certify that copies of this claim of appeal and bond (if required) were served on

Paul Daniel Curtis on 29 March 2011 by ☒ personal service.
 Name Date ☐ first-class mail.
Court of Appeals Clerk on 29 March 2011 by ☒ personal service.
 Name Date ☐ first-class mail.
Wayne County Prosecutor on 29 March 2011 by ☐ personal service.
 Name Date ☒ first-class mail.
29 March 2011
 Date Signature

Trial Court/Tribunal Name:

Court of Appeals, State of Michigan**Jurisdictional Checklist**CASE NO.
Trial Court/Tribunal:

Court of Appeals:

Case Name: STATE OF MICHIGAN v LAMARR ROBINSON

INSTRUCTIONS: Please complete this checklist and file with your claim of appeal. **ALL** of the numbered items are required. Check each box as you confirm that each item is being filed.

- ☐ 1. A **signed** claim of appeal showing the correct lower court number(s). [MCR 7.204(B)(1) & (D).]
- ☒ 2. A filing fee of \$375.00 or appropriate fee substitute. [MCR 7.202(3) & 7.204(B)(2).] (Where multiple lower court or tribunal numbers are involved, an additional filing fee may be required. Appellants will be advised of any additional amount required.)
- ☐ 3. A copy of the order you are appealing. [MCR 7.204(C)(1).] (This is the order deciding the merits and not an order denying reconsideration, new trial, or other post-judgment relief.)
- ☐ 4. Evidence that the necessary transcript has been ordered. [MCR 7.204(C)(2).] (Only one item from a through g is required).
- ☐ a. No transcript will be filed. [MCR 7.204(C)(2) & AO 2004-5 ¶ 8(A)(1).]
- ☐ b. The transcript has already been filed. [MCR 7.210(B)(1)(a).]
- ☒ c. The complete transcript has been ordered. [MCR 7.210(B)(1)(a).]
- ☐ d. This appeal is from a probate court proceeding which does not require a complete transcript. [MCR 7.210(B)(1)(b).]
- ☐ e. A motion has been filed in the lower court or tribunal for submission of the appeal on less than the complete transcript. [MCR 7.210(B)(1)(c).]
- ☐ f. The parties have stipulated to submission of the appeal on less than the complete transcript. [MCR 7.210(B)(1)(d).]
- ☐ g. The parties have stipulated to a statement of facts. [MCR 7.210(B)(1)(e).]
- ☒ 5. Proof of service demonstrating that all other parties have been served. [MCR 7.204(C)(3).] (*Even if a party is not an appellee, they must be served.*)
- ☐ 6. A **current** register of actions from the lower court or tribunal. [MCR 7.204(C)(5).]

Finality of Order Being Appealed (Check the box that demonstrates your claim of appeal is by right. If neither applies, you do not have an appeal by right.)

- ☐ The claim of appeal is from an order defined as a final order by MCR 7.202(6) or MCR 5.801(B)(1). [MCR 7.203(A)(1).] Please specify which category of final order applies: Judgment of Conviction
- ☐ The claim of appeal is from an order which is designated by statute, court rule, or case law as an order appealable by right to the Court of Appeals. Please specify the authority under which you have an appeal by right: _____

Date

29 March 2011

Preparer's Signature



REGISTER OF ACTIONS**CASE No. 10-006297-01-FC**

State of Michigan v Lamarr Valdez Robinson

§
§
§
§
§
§
§
§

Location: **Criminal Division**
 Judicial Officer: **Jones, Vera Massey**
 Filed on: **06/14/2010**
 Case Number History: **10059903-01**
10710606-01
 Case Tracking Number: **10710606-01**
 CRISNET/Incident No.: **1001140390**

CASE INFORMATION

Offense	Deg	Date	Case Type:
1. Assault With Intent to Murder		05/13/2010	Capital Felonies
Arrest: 05/13/2010	DPHOM - Detroit Pd Homicide		Case Status: 02/15/2011 Final
2. Weapons - Firearms - Possession By Felon		05/13/2010	Case Flags: Habitual Offender
Arrest: 05/13/2010	DPHOM - Detroit Pd Homicide		
3. Weapons Felony Firearm		05/13/2010	
Arrest: 05/13/2010	DPHOM - Detroit Pd Homicide		

Statistical Closures

01/31/2011 Jury Verdict

Warrants

Bench Warrant - Robinson, Lamarr Valdez (Judicial Officer: Lockhart, Steve)

05/29/2010 Warrant Cancelled/Recalled (LC)

Fine: \$ Bond: \$

PARTY INFORMATION

		<i>Lead Attorneys</i>
Plaintiff	State of Michigan	Powell, Jaimie M. (313) 224-2898(W)
Defendant	Robinson, Lamarr Valdez <i>Black Male</i> <i>Other Agency Number: 481864 Detroit Police Identification Number</i>	Washington, Earl S. (313) 967-5049(W) <i>Public Defender</i>

DATE	EVENTS & ORDERS OF THE COURT	INDEX
05/27/2010	Recommendation for Warrant	
05/27/2010	Warrant Signed	
05/28/2010	Habitual Offender	
05/29/2010	Arraignment on Warrant (Judicial Officer: Lockhart, Steve) <i>Defendant Stands Mute; Plea Of Not Guilty Entered By Court</i>	
05/29/2010	Plea (Judicial Officer: Lockhart, Steve) 1. Assault With Intent to Murder Defendant Stand Mute: Plea of Not Guilty Entered by Court	
05/29/2010	Plea (Judicial Officer: Lockhart, Steve) 2. Weapons - Firearms - Possession By Felon Defendant Stand Mute: Plea of Not Guilty Entered by Court	
05/29/2010	Plea (Judicial Officer: Lockhart, Steve) 3. Weapons Felony Firearm	

RECEIVED
 2011 MAR 29 PM 12:24
 COURT OF APPEALS
 DETROIT OFFICE
 LARRY S. ROYSTER
 CLERK

REGISTER OF ACTIONS**CASE NO. 10-006297-01-FC**

Defendant Stand Mute: Plea of Not Guilty Entered by Court

05/29/2010 **Interim Condition for Robinson, Lamarr Valdez** (Judicial Officer: Lockhart, Steve)
- Cash or Surety
\$5,000,000.00

06/08/2010 **CANCELED Preliminary Examination**
Adjourned: At The Request Of The Court

06/14/2010 **Preliminary Examination** (Judicial Officer: Jones-Bradley, Vanessa)
Held: Bound Over

06/14/2010 Motion to Assign Counsel Filed/Signed

06/14/2010 Bound Over

06/21/2010 **Arraignment On Information** (Judicial Officer: Giles, Ronald)
Resource: Court Rpt/Rec 3005 Marszalek, Andrea
Resource: Courtroom Clerk C5940 Jones, Liza
Held

06/21/2010 **Disposition Conference** (Judicial Officer: Giles, Ronald)
Resource: Court Rpt/Rec 3005 Marszalek, Andrea
Resource: Courtroom Clerk C5940 Jones, Liza
Held

06/21/2010 Scheduled AOI

06/25/2010 **Calendar Conference** (Judicial Officer: Jones, Vera Massey)
Resource: Court Rpt/Rec 3521 Payne, Janice
Resource: Courtroom Clerk C5929 Craig, Marilyn
06/21/2010 *Reset by Court to 06/25/2010*
Held

06/25/2010 Refer To Pre-Trial Services For a Bond Review (Judicial Officer: Jones, Vera Massey)
DUE DATE SID# BOND TYPE: BOND AMOUNT: \$

07/23/2010 **Final Conference** (Judicial Officer: Jones, Vera Massey)
Resource: Court Rpt/Rec 3521 Payne, Janice
Resource: Courtroom Clerk C5990 Banks, LaDonn
Held

10/13/2010 **Jury Trial** (Judicial Officer: Jones, Vera Massey)
Resource: Court Rpt/Rec 3521 Payne, Janice
Resource: Courtroom Clerk C5929 Craig, Marilyn
Adjourned at the Request of the Defense

01/26/2011 **Jury Trial** (Judicial Officer: Jones, Vera Massey)
Resource: Court Rpt/Rec 3521 Payne, Janice
Resource: Courtroom Clerk C5929 Craig, Marilyn
In Progress

01/27/2011 **Jury Trial** (Judicial Officer: Jones, Vera Massey)
Resource: Court Rpt/Rec 3521 Payne, Janice
Resource: Courtroom Clerk C5929 Craig, Marilyn
Held

REGISTER OF ACTIONS **CASE No. 10-006297-01-FC**

01/28/2011 **Jury Trial** (Judicial Officer: Jones, Vera Massey)
Resource: Court Rpt/Rec 3521 Payne, Janice
Resource: Courtroom Clerk C5929 Craig, Marilyn
In Progress

01/31/2011 **Jury Trial** (Judicial Officer: Jones, Vera Massey)
Resource: Court Rpt/Rec 3521 Payne, Janice
Resource: Courtroom Clerk C5929 Craig, Marilyn
Held

01/31/2011 Found Guilty By Jury (Judicial Officer: Jones, Vera Massey)

01/31/2011 Refer to Probation For Pre-Sentence Report (Judicial Officer: Jones, Vera Massey)

01/31/2011 **Disposition** (Judicial Officer: Jones, Vera Massey)
1. Assault With Intent to Murder
Found Guilty by Jury
2. Weapons - Firearms - Possession By Felon
Found Guilty by Jury
3. Weapons Felony Firearm
Found Guilty by Jury

01/31/2011 **Interim Condition for Robinson, Lamarr Valdez** (Judicial Officer: Jones, Vera Massey)
- Remand

02/15/2011 **Sentencing** (Judicial Officer: Jones, Vera Massey)
Resource: Court Rpt/Rec 3521 Payne, Janice
Resource: Courtroom Clerk C5991 Coston, Dorian
Sentenced

02/15/2011 Sentenced to Prison (Judicial Officer: Jones, Vera Massey)
47.5 - 120 years MDOC on AWIM. 2Yrs on FF to be served first. 47.5-120 Years on Poss FA to run concurrent with AWIM time.

02/15/2011 **Sentence** (Judicial Officer: Jones, Vera Massey)
1. Assault With Intent to Murder
Prison Sentence
State Confinement:
Agency: Michigan Department of Corrections
Effective 02/15/2011
Term: 47 Yr 6 Mo to 120 Yr

02/15/2011 **Sentence** (Judicial Officer: Jones, Vera Massey)
2. Weapons - Firearms - Possession By Felon
Prison Sentence
State Confinement:
Agency: Michigan Department of Corrections
Effective 02/15/2011
Term: 2 Yr
Comment: Time to be served first.

02/15/2011 **Sentence** (Judicial Officer: Jones, Vera Massey)
3. Weapons Felony Firearm
Prison Sentence
Concurrent, Count CT 1 AWIM
State Confinement:
Agency: Michigan Department of Corrections
Effective 02/15/2011
Term: 47 Yr 6 Mo to 120 Yr

REGISTER OF ACTIONS

CASE NO. 10-006297-01-FC

Credit for Time Served: 264 Days

FINANCIAL INFORMATION

No Financial Information Exists

303261

1st copy - Corrections
2nd copy - Corrections (for return)
3rd copy - Michigan State Police CJIC

4th copy - Defendant
5th copy - Prosecutor
6th copy - Cashier

Approved, SCAO Original - Court

STATE OF MICHIGAN THIRD JUDICIAL CIRCUIT WAYNE COUNTY	JUDGMENT OF SENTENCE COMMITMENT TO DEPARTMENT OF CORRECTIONS <input type="checkbox"/> Amended	CASE NO. 10-006297-01-FC
--	---	-------------------------------------

ORI MI - 821095J Court Address 1441 St. Antoine, Detroit, MI 48226 Courtroom Court Telephone No. 313-224-2487
Police Report No.

THE PEOPLE OF THE STATE OF MICHIGAN

Defendant name, address, and telephone no.

Lamarr Valdez Robinson
Alias(es) -
18784 Sunderland Detroit MI 48200

CTN/TCN 10710606-01	SID	DOB 11/23/1971
------------------------	-----	-------------------

Prosecuting attorney name Bar no.
Jaimie M. Powell 67466

Defendant attorney name Bar no.
Earl S. Washington 31383

THE COURT FINDS:

1. The defendant was found guilty on 01/31/2011 of the crime(s) stated below:

Count	CONVICTED BY			DISMISSED BY*	CRIME	CHARGE CODE (S) MCL citation/PACC Code
	Plea*	Court	Jury			
1	G				ASLT. W/1 MURDER	750.83
2	G				POSS FIREARM BY FELON	750.224P
3	G				FELONY FIREARM	750.227B-A

*For plea: insert "G" for guilty plea, "NC" for nolo contendere, or "MI" for guilty but mentally ill. For dismissal; insert "D" for dismissed by court or "NP" for dismissed by prosecutor/plaintiff.

- ☐ 2. The conviction is reportable to the Secretary of State under MCL 257.625(21)(b).
☐ 3. HIV testing and sex offender registration is completed.
☐ 4. The defendant has been fingerprinted according to MCL 28.243.

MI-R152488839896

Defendant's driver license number

IT IS ORDERED:

- ☐ 5. Probation is revoked.
6. Participating in a special alternative incarceration unit is ☐ prohibited. ☐ permitted.

7. Defendant is sentenced to custody of Michigan Department of Corrections. This sentence shall be executed immediately.

Count	SENTENCE DATE	MINIMUM			MAXIMUM		DATE SENTENCE BEGINS	JAIL CREDIT		OTHER INFORMATION
		Years	Mos.	Days	Years	Mos.		Mos.	Days	
1	2-15-2011	47	6	0	120	0				
2	2-15-2011	47	6	0	120	0				
3	2-15-2011	2	0	0	2	0	2-15-2011	0	264	

- ☐ 8. Sentence(s) to be served consecutively to: (if this item is not checked, the sentence is concurrent)
☐ each other. ☐ case numbers

9. Defendant shall pay as follows:

State Minimum	Crime Victim	Restitution	Court Costs	Attorney Fees	Fine	Other Costs	Total
\$ 68.00 x 3	\$ 130.00	\$	\$ 600.00	\$	\$	\$	\$ 934.00

The due date for payment is at sentencing. Fine, costs, and fees not paid within 56 days of the due date are subject to a 20% late penalty on the amount owed.

10. The concealed weapon board shall suspend for _____ days permanently revoke the concealed weapon license, permit number _____ issued by _____ County.

☐ 11. The defendant is subject to lifetime monitoring pursuant to MCL 750.520n.

12. Court recommendation: COUNTS 1&2 CONSECUTIVE TO COUNT 3;

February 15, 2011

Date Judge VERA MASSEY JONES

15595

Bar no.

I certify that this is a correct and complete abstract from the original court records. The sheriff shall, without needless delay, deliver defendant to the Michigan Department of Corrections at a place designated by the department.

(SEAL)

Deputy court clerk

MCL 765.15(2), MCL 769.1k, MCL 769.16a, MCL 775.22,
MCL 780.766 MCR 6.427

CC 219b-3CC - (4/2009) JUDGMENT OF SENTENCE, COMMITMENT TO DEPARTMENT OF CORRECTIONS

P. 6

3138649840

court's, paul

APR-01-2011 12:54 PM

WILLIAM B. MURPHY
CHIEF JUDGE
DAVID H. SAWYER
CHIEF JUDGE PRO TEM
MARK J. CAVANAGH
KATHLEEN JANSEN
E. THOMAS FITZGERALD
HENRY WILLIAM SAAD
JOEL P. HOEKSTRA
JANE E. MARKEY
PETER D. O'CONNELL
WILLIAM C. WHITBECK
MICHAEL J. TALBOT
KURTIS T. WILDER
PATRICK M. METER
DONALD S. OWENS



State of Michigan
Court of Appeals
Detroit Office

KIRSTEN FRANK KELLY
CHRISTOPHER M. MURRAY
PAT M. DONOFRIO
KAREN FORT HOOD
STEPHEN L. BORRELLO
DEBORAH A. SERVITTO
JANE M. BECKERING
ELIZABETH L. GLEICHER
CYNTHIA DIANE STEPHENS
MICHAEL J. KELLY
DOUGLAS B. SHAPIRO
AMY RONAYNE KRAUSE
MARK T. BOONSTRA
MICHAEL J. RIORDAN
JUDGES

LARRY S. ROYSTER
CHIEF CLERK

June 4, 2012

Lamarr Valdez Robinson - #221610
Saginaw Correctional Facility
9625 Pierce Rd.
Freeland, MI 48623

Re: **People of MI v Lamarr Valdez Robinson**
Court of Appeals No. **221610**
Lower Court No. **10-006297-01-FC**

Dear Mr. Robinson:

The Court received your letter dated May 29, 2012, requesting information about this appeal. As you indicate in your letter, this appeal was dismissed by order entered November 9, 2011, for failure to file the required appellant's brief. No motion to reinstate was filed within the 21 days allowed by the court rules. See MCR 7.217(D). Therefore, appeal is closed.

Very truly yours,

Jerome W. Zimmer Jr.
District Clerk

cc: Paul Curtis
Wayne County Prosecutor

DETROIT OFFICE
CADILLAC PLACE
3020 W. GRAND BLVD. SUITE 14-300
DETROIT, MICHIGAN 48202-6020
(313) 972-5678

TROY OFFICE
COLUMBIA CENTER
201 W. BIG BEAVER RD. SUITE 800
TROY, MICHIGAN 48064-4127
(248) 524-8700

GRAND RAPIDS OFFICE
STATE OF MICHIGAN OFFICE BUILDING
350 OTTAWA, N.W.
GRAND RAPIDS, MICHIGAN 49503-2349
(616) 456-1167

LANSING OFFICE
925 W. OTTAWA ST.
P.O. BOX 30022
LANSING, MICHIGAN 48909-7522
(517) 373-0786

WILLIAM B. MURPHY
CHIEF JUDGE
DAVID H. SAWYER
CHIEF JUDGE PRO TEM
MARK J. CAVANAGH
KATHLEEN JANSEN
E. THOMAS FITZGERALD
HENRY WILLIAM SAAD
JOEL P. HOEKSTRA
JANE E. MARKEY
PETER D. O'CONNELL
WILLIAM C. WHITBECK
MICHAEL J. TALBOT
KURTIS T. WILDER
PATRICK M. METER
DONALD S. OWENS



State of Michigan
Court of Appeals
Detroit Office

KIRSTEN FRANK KELLY
CHRISTOPHER M. MURRAY
PAT M. DONOFRIO
KAREN FORT HOOD
STEPHEN L. BORRELLO
DEBORAH A. SERVITTO
JANE M. BECKERING
ELIZABETH L. GLEICHER
CYNTHIA DIANE STEPHENS
MICHAEL J. KELLY
DOUGLAS B. SHAPIRO
AMY RONAYNE KRAUSE
MARK T. BOONSTRA
MICHAEL J. RIORDAN
JUDGES

LARRY S. ROYSTER
CHIEF CLERK

December 3, 2012

Lamarr Valdez Robinson - #221610
Saginaw Correctional Facility
9625 Pierce Rd.
Freeland, MI 48623

Re: People of MI v Lamarr Valdez Robinson
Court of Appeals No. **303261**
Lower Court No. **10-006297-01-FC**

Dear Mr. Robinson:

The Court received your motion requesting the appointment of counsel to pursue reinstatement of this appeal. As you know, this appeal was dismissed on November 9, 2011, and the appeal is now closed. Because the appeal is closed, this Court no longer has any jurisdiction over your case. Therefore, the Court cannot issue an order appointing counsel for you. Also, the appointment of counsel is a matter that is generally handled by the trial court, not this Court. For these reasons, you should address any request for appointment of counsel to the trial court. Your motion is being returned with this letter because we cannot docket it in the closed appeal.

Very truly yours,

Office of the Clerk
Michigan Court of Appeals

cc: Wayne County Prosecutor

Enclosure

DETROIT OFFICE
CADILLAC PLACE
3020 W. GRAND BLVD. SUITE 14-300
DETROIT, MICHIGAN 48202-6020
(313) 972-5678

TROY OFFICE
COLUMBIA CENTER
201 W. BIG BEAVER RD. SUITE 800
TROY, MICHIGAN 48064-4127
(248) 524-8700

GRAND RAPIDS OFFICE
STATE OF MICHIGAN OFFICE BUILDING
350 OTTAWA, N.W.
GRAND RAPIDS, MICHIGAN 49503-2349
(616) 456-1167

LANSING OFFICE
925 W. OTTAWA ST.
P.O. BOX 30022
LANSING, MICHIGAN 48909-7522
(517) 373-0786

The following information was also mailed to
Judge Vera Massy Jones & to the 3rd circuit
court administrator

RETURNED

DEC - 3 2012

COURT OF APPEALS
FIRST DISTRICT
LARRY S. ROYSTER
CHIEF CLERK

COURT OF APPEALS
DETROIT OFFICE
LARRY S. ROYSTER
CHIEF CLERK

2012 NOV 29 PM 2:07

RECEIVED

AFFIDAVIT OF INDIGENCY AND FINANCIAL SCHEDULE

I request a court-appointed attorney and submit the following information:

1. RESIDENCE <input type="checkbox"/> Rent <input type="checkbox"/> Own <input type="checkbox"/> Live with parents <input type="checkbox"/> Room/Board <input checked="" type="checkbox"/> Prison <u>221610</u> <div style="text-align: right;">Number</div>	
2. MARITAL STATUS <input type="checkbox"/> Single <input type="checkbox"/> Married <input type="checkbox"/> Divorced <input type="checkbox"/> Separated <input type="checkbox"/> Dependents: _____ <div style="text-align: right;">Number</div>	
3. INCOME a. Employer name and address <div style="text-align: center;">NONE</div>	b. Length of employment <div style="text-align: center;">N/A</div> c. Average pay <input type="checkbox"/> weekly <input type="checkbox"/> monthly <input type="checkbox"/> every two weeks Gross: \$ _____ Net: \$ _____
d. Other income (state monthly amount and source [DHS, VA, rent, pensions, spouse, unemployment, etc.]). If no income, state NONE. <div style="text-align: center;">A periodic gift from family members</div>	
4. ASSETS State value of car, home, bank deposits, inmate accounts, bonds, stocks, etc. If no assets, state NONE. Attach an account statement and certification for assets in prison accounts. <div style="text-align: center;">NONE</div>	
5. OBLIGATIONS Itemize monthly rent, installment payments, mortgage payments, child support, etc. <div style="text-align: center;">Medical co-pay, state court reimbursement, restitutions and persona hygiene</div>	

I understand that I may be required to contribute to the cost of providing my attorney.

#221610

Lamar V. Robinson
Signature

Lamar V. Robinson
Name (type or print)

9625 Pierce road
Address

Freeland Michigan 48623
City, state, zip

Subscribed and sworn to before me on November 28, 2017 Saginaw County, Michigan
Date

My commission expires: 8/9/2015 Signature: [Signature]
Date Notary public

Notary public, State of Michigan, County of Midland

Original - Trial court
 1st copy - Prosecutor
 2nd copy - Defendant/Juvenile for return
 3rd copy - Defendant/Juvenile

Approved, SCAO

STATE OF MICHIGAN JUDICIAL CIRCUIT Wayne COUNTY <i>Court of Appeals</i>	NOTICE OF RIGHT TO APPELLATE REVIEW AND REQUEST FOR APPOINTMENT OF ATTORNEY	CASE NO. <i>10-006297-01-FC</i> <i>Chief COA #303261</i> Judge: <i>William B. Murphy</i> Court telephone no.
Court address <i>3020 W. Grand BLVD., Suite 14-300 Detroit, Mich 48202</i>		

THE PEOPLE OF THE STATE OF MICHIGAN	v Defendant/Juvenile name, address, telephone no., and date of birth <i>Lamar Valdez Robinson #221610</i> <i>Saginaw Correctional Facility</i> <i>9625 Pierce Rd</i> <i>Freeland Mich. 48823</i>
-------------------------------------	---

NOTICE OF RIGHT TO APPELLATE REVIEW Note to Court: This Notice must be given to the defendant/juvenile at sentencing

1. You are entitled to appellate review of your conviction and sentence. This is done by filing either a "Claim of Appeal by Right" or an "Application for Leave to Appeal." If you pled guilty or nolo contendere, an appeal must be done by filing an application for leave to appeal.
2. Whether you appeal by right or apply for leave to appeal, if you cannot afford to hire an attorney to represent you on appeal and you request an attorney, the court will appoint an attorney and furnish the attorney with the portions of the transcript and record that the attorney needs.
3. A request for the appointment of an attorney must be made in writing and sent directly to the court at the address noted above within 42 days. The financial schedule on the back of this form must be completed.

RECEIPT OF NOTICE OF APPEAL RIGHTS AND APPLICATION FOR LEAVE TO APPEAL

On this day I received this form and financial schedule. I understand that I must return the completed Request for Appointment of Attorney to the court within 42 days if I want an attorney appointed for my appeal.

Date

Signature of defendant/juvenile

REQUEST FOR APPOINTMENT OF ATTORNEY AND AFFIDAVIT OF INDIGENCY

I request appointment of an attorney to appeal my conviction. If applicable, conditions for my request are on the back of this form. The affidavit of indigency and financial schedule on the back of this form is submitted to show my financial condition.

11-27-12
 Date

Lamar Robinson #221610
 Signature of defendant/juvenile

NOTE TO DEFENDANT/JUVENILE: After completing the request for appointment of attorney and the affidavit of indigency and financial schedule, keep one copy for yourself and return the other copy to the court.

MCR 6.425(F)

Chief Judge: William B. Murphy
Michigan Court of Appeals
Detroit office Cadillac Place
3020 West Grand Boulevard, Suite 14300
Detroit, Michigan 48202

People of Michigan
Plaintiff

v

Lamar V. Robinson
Defendant

Case No. 10-006297-01-FC
COA# 303261

Lamar Valdez Robinson
Defendant, in pro se
Inmate No. 221610
Saginaw Correctional Facility
9625 Pierce Road
Freeland Michigan 48623

RECEIVED
2012 NOV 29 PM 08
RETURNED

DEC - 3 2012

COURT OF APPEALS
FIRST DISTRICT
LARRY S. ROYSTER
CHIEF CLERK

Kim L. Worthy
Plaintiff

Wayne County Prosecutor
1441 St. Antoine
Det. Michigan 48226

Affidavit explaining delay

NOW comes the defendant, Lamarr V. Robinson and avers under the penalties of perjury that:

1. on or about March 16, 2011 attorney Paul Daniel Curtis (P29737) was paid \$8500.00 to perfect an appeal as of right as to the criminal conviction of the defendant, in case No. 10.006297-01-FC, Wayne County Circuit Court.
2. As it relates to this matter, the defendant has not seen, heard from, talked to, nor discussed the aspects of the appeal.
3. Counsel, did however, file necessary documents to docket the appeal. See court of appeals case No. 303261
4. Due expressly to counsel's inaction, the Michigan Court of Appeals dismissed the appeal for "want of prosecution" on November 9, 2011 and fined counsel \$250 for allowing the appeal to appear on the "Involuntary dismissal docket." See attached appendix A.
5. The defendant, as well as family members have made numerous attempts to contact counsel and correct this oversight to date, counsel has made no attempt whatsoever to reinstate the Appeal. See Attached appendix B.

6. The defendant has commenced an investigation as well as a grievance against counsel in all matters concerning the cause. See attached Appendix C. The status of the grievance is pending. *Id.*
7. Counsel has a long history of defrauding unsuspecting clients. See attached Appendix D.
8. It is unlikely that the defendant will be able to recover the funds paid to counsel, and hence, it is virtually impossible for the defendant, as well as the defendant's family, to come up with additional, or other funds with which to retain another appeal attorney.
9. Due to no fault of his own, the defendant is now compelled to move the court to exercise its authority under MCR 6.425(6)(1)(b) ("... The court shall liberally grant an untimely request as long as the defendant may file an application for leave to appeal.")

10. Given the constitutional nature of the right to appeal, in conjunction with ineffective assistance of counsel, the interest of justice would most effectively be served by appointing counsel to the defendant in this particular case.

References

11. Due process provisions of the fourteenth Amendment entitle a criminal defendant to the effective assistance of counsel in his first appeal as of right. Evitts v Lucey, 469 US 387, 105 Sct 830, 83 LEd2d 821 (1985).
12. The constitutional right to assistance of counsel entitles a criminal defendant to the effective assistance of counsel. Powell v Alabama, 287 US 45, 53 Sct 55, 77 LEd 158 (1932); Glaspe v US, 483 US 171 (1987).
13. Petitioner exhausted his state court remedies with respect to his Halbert [Halbert v Michigan, 545 US 605 (2005)] claim by presenting the issue, in pro per, to both the Michigan Court of Appeals and Supreme Court, and neither court denied relief based upon a state procedural bar. Petitioner was entitled to the right to counsel for his first-tier review. Petitioner must be appointed counsel to file an application for leave to appeal in Michigan Court of Appeals. Hoon v Harry, unpublished opinion of 05-27-08 (ED Mich, #06-13478).

14. In lieu of granting leave to appeal, the Michigan Supreme Court remanded to the court of appeals to reinstate the appeal and consider defendant's brief as timely filed. Defendant's attorney acknowledged that defendant did not contribute to the delay in filing, and defendant was deprived of his appeal of right because of counsel's ineffectiveness People v Henderson, 485 Mich 1037 (2010)

15. Indigent defendants are entitled to appointed counsel in their first appeal as of right, Douglas v California, 372 US 353, 83 Sct 814, 9 LEd2d 811 (1963). The right to appointed counsel does not, however, extend to subsequent discretionary appeals in state or federal courts. Ross v Moffitt, 417 US 600, 94 Sct 2437, 41 LEd2d 341 (1974)

Wherefore, the defendant respectfully moves the court to accept as timely his request for the appointment of counsel, or alternatively, appoint counsel for reinstatement of appeal, or relief from judgment.

Also the information of appeal lawyer Paul Daniel Curtis' actions & appeal dismissal was mailed to Trial Judge Vera Massey Jones No. 15595 & the 3rd circuit court administrator, with an affidavit of indigency and financial schedule.

Respectfully Submitted,
 Samuel V. Robinson 22/610

Original - Trial court
 1st copy - Prosecutor
 2nd copy - Defendant/Juvenile for return
 3rd copy - Defendant/Juvenile

Approved, SCAO

STATE OF MICHIGAN
 3rd JUDICIAL CIRCUIT
 Wayne COUNTY

NOTICE OF RIGHT TO APPELLATE REVIEW
 AND REQUEST FOR
 APPOINTMENT OF ATTORNEY

CASE NO.

10-006297-01-FC

Judge:

Court address 1441 St. Antoine, Detroit, Michigan 48226

Court telephone no.

THE PEOPLE OF THE STATE OF MICHIGAN

v

Defendant/Juvenile name, address, telephone no., and date of birth

Lamar Valdez Robinson # 221610
 Saginaw Correctional Facility
 4625 Pierce Road
 Freeland, Michigan 48623

NOTICE OF RIGHT TO APPELLATE REVIEW Note to court: This notice must be given to the defendant/juvenile at sentencing.

1. You are entitled to appellate review of your conviction and sentence. This is done by filing a claim of appeal by right, or when you are not entitled to file a claim of appeal by right, an application for leave to appeal. If you pled guilty or nolo contendere, an appeal must be done by filing an application for leave to appeal.
2. Whether you appeal by right or apply for leave to appeal, if you cannot afford to hire an attorney to represent you on appeal and you request an attorney, the court will appoint an attorney and furnish the attorney with the portions of the transcript and record that the attorney needs.
3. A request for the appointment of an attorney must be made in writing and sent directly to the court at the address noted above within 42 days. The financial schedule on the back of this form must be completed.

RECEIPT OF NOTICE OF APPEAL RIGHTS

On this day I received this form and financial schedule. I understand that I must return the completed Request for Appointment of Attorney to the court within 42 days if I want an attorney appointed for my appeal.

RECEIVED
 COURT OF APPEALS
 FIRST DISTRICT
 LARRY S. ROYSTER
 CHIEF CLERK
 DEC - 3 2012
 RETURNED

Date

Signature of defendant/juvenile

REQUEST FOR APPOINTMENT OF ATTORNEY AND AFFIDAVIT OF INDIGENCY

I request appointment of an attorney to appeal my conviction. If applicable, conditions for my request are on the back of this form. The affidavit of indigency and financial schedule on the back of this form is submitted to show my financial condition.

9-28-12
 Date

Lamar Valdez Robinson #221610
 Signature of defendant/juvenile

NOTE TO DEFENDANT/JUVENILE: After completing the request for appointment of attorney and the affidavit of indigency and financial schedule, keep one copy for yourself and return the other copy to the court.

MCR 6.425(F)

State of Michigan
In the 3rd Judicial Circuit Court
For the County of Wayne

People of Michigan,
Plaintiff,

Case No. 10-006297-01-FC

✓
Lamar V. Robinson,
Defendant.

Lamar Valdez Robinson
Defendant, in pro se
Inmate No. 221610
Saginaw Correctional Facility
9625 Peice Road
Freeland, Michigan 48623

Kym L. Worthy
Plaintiff
Wayne County Prosecutor
1441 St. Antoine
Detroit, Michigan 48226

RECEIVED
2012 NOV 29 PM 2:
COURT OF APPEALS
FIRST DISTRICT
LARRY S. ROYSTER
CHIEF CLERK
RETURNED

DEC - 3 2012

COURT OF APPEALS
FIRST DISTRICT
LARRY S. ROYSTER
CHIEF CLERK

Affidavit Explaining Delay

Now comes the defendant, Lamarr V. Roberson and avers under the penalties of perjury that:

1. On or about March 16, 2011 attorney Paul Daniel Curtis (P29737) was paid \$8,500.00 to perfect an appeal as of right as to the criminal conviction of the defendant, in Case No. 10.006297-01-FC, Wayne County Circuit Court.
2. As it relates to this matter, the defendant has not seen, heard from, talked to, nor discussed the aspects of the appeal.
3. Counsel, did however, file necessary documents to docket the appeal. See Court of Appeals Case No. 303261.
4. Due expressly to counsel's inaction, the Michigan Court of Appeals dismissed the appeal for "want of prosecution" on November 9, 2011 and fined Counsel \$250 for allowing the appeal to appear on the "involuntary dismissal docket." See attached Appendix A.
5. The defendant, as well as family members have made numerous attempts to contact counsel and correct this

oversight. To date, counsel has made no attempt whatsoever to reinstate the appeal. See attached Appendix B.

6. The defendant has commenced an investigation as well as a grievance against Counsel in all matters concerning the cause. See attached Appendix C. The status of the grievance is pending. *Id.*
7. Counsel has a long history of defrauding unsuspecting clients. See attached Appendix D.
8. It is unlikely that the defendant will be able to recover the funds paid to counsel; and hence, it is virtually impossible for the defendant, as well as the defendant's family, to come up with additional, or other funds with which to retain another appeal attorney.
9. Due to no fault of his own, the defendant is now compelled to move the Court to exercise its authority under WCR 6.425(G)(1)(b) ("... The court shall liberally grant an untimely request as long as the defendant may file an application for leave to appeal."). Further, in the event the defendant has lost the right of appeal, this Court may appoint counsel to pursue relief from judgment pursuant to WCR 6.505.

10. Given the constitutional nature of the right to appeal, in conjunction with ineffective assistance of counsel, the interests of justice would most efficiently be served by appointing counsel to the defendant in this particular case.

Wherefore, the defendant respectfully moves the Court to accept as timely his request for the appointment of counsel, or alternatively, appoint counsel for relief from judgment purposes.

Respectfully submitted,

Lamar V. Robinson #22/610

9-28-12

cc: File
Wayne County Prosecutor

RECEIVED
COURT OF APPEALS
FIRST DISTRICT
LARRY S. ROYSTER
CHIEF CLERK
2012 NOV 29
2:00 PM
RETURNED

DEC - 3 2012

COURT OF APPEALS
FIRST DISTRICT
LARRY S. ROYSTER
CHIEF CLERK



COMMUNICATION FROM:

Michigan Court of Appeals

DETROIT OFFICE

Cadillac Place

3020 West Grand Boulevard, Suite 14-300

Detroit, MI 48202-6020

313/972-5678

Date: 04/01/2011

PEOPLE OF MI V LAMARR VALDEZ ROBINS IN
COA#: 303261
LC#: 10-006297 FC

The above *docket number has been assigned* to your filing that was received by this Court on 03/29/2011. Please use this number on all future filings in this case.

TO:
CURTIS PAUL DANIEL
3000 EAST GRAND BLVD.
DETROIT MI 48202-3184

00243430

00243430

1/25/17

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Lamarr Valdez Robinson**

Docket No. 303261

L.C. No. 10-006297-01-FC

Christopher M. Murray, Judge, acting under MCR 7.217 and MCR 7.219(I), orders:

The above appeal is DISMISSED for want of prosecution, appellant having failed to timely file the brief on appeal.

Paul Daniel Curtis (P29737), retained counsel for appellant, shall pay to the Clerk of this Court, within 21 days of the certification of this order, court costs in the sum of \$250 for allowing this appeal to appear on the involuntary dismissal docket. Such costs are personal to the attorney and shall not be charged back to the defendant.

The Clerk's Office is directed to mail a copy of this order to defendant, who is advised that MCR 7.217(D) provides a 21-day period in which to move for reinstatement of this appeal on a showing of mistake, inadvertence, or excusable neglect. Such a motion must be filed with this Court within 21 days of the Clerk's certification of this order.

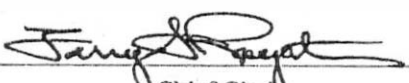

Judge Christopher M. Murray



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

NOV - 9 2011

Date


Chief Clerk

WILLIAM B. MURPHY
CHIEF JUDGE
DAVID H. SAWYER
CHIEF JUDGE PRO TEM
MARK J. CAVANAGH
KATHLEEN JANSEN
E. THOMAS FITZGERALD
HENRY WILLIAM SAAD
JOEL P. HOEKSTRA
JANE E. MARKEY
PETER D. O'CONNELL
WILLIAM C. WHITBECK
MICHAEL J. TALBOT
KURTIS T. WILDER
PATRICK M. METER
DONALD S. OWENS



State of Michigan
Court of Appeals
Detroit Office

KIRSTEN FRANK KELLY
CHRISTOPHER M. MURRAY
PAT M. DONOFRIO
KAREN FORT HOOD
STEPHEN L. BORRELLO
DEBORAH A. SERVITTO
JANE M. BECKERING
ELIZABETH L. GLEICHER
CYNTHIA DIANE STEPHENS
MICHAEL J. KELLY
DOUGLAS B. SHAPIRO
AMY RONAYNE KRAUSE
MARK T. BOONSTRA
MICHAEL J. RIORDAN
JUDGES
LARRY S. ROYSTER
CHIEF CLERK

June 4, 2012

Lamarr Valdez Robinson - #221610
Saginaw Correctional Facility
9625 Pierce Rd.
Freeland, MI 48623

Re: **People of MI v Lamarr Valdez Robinson**
Court of Appeals No. **221610**
Lower Court No. **10-006297-01-FC**

Dear Mr. Robinson:

The Court received your letter dated May 29, 2012, requesting information about this appeal. As you indicate in your letter, this appeal was dismissed by order entered November 9, 2011, for failure to file the required appellant's brief. No motion to reinstate was filed within the 21 days allowed by the court rules. See MCR 7.217(D). Therefore, appeal is closed.

Very truly yours,

Jerome W. Zimmer Jr.
District Clerk

cc: Paul Curtis
Wayne County Prosecutor

DETROIT OFFICE
CADILLAC PLACE
3020 W. GRAND BLVD. SUITE 14-300
DETROIT, MICHIGAN 48202-6020
(313) 972-5678

TROY OFFICE
COLUMBIA CENTER
201 W. BIG BEAVER RD. SUITE 800
TROY, MICHIGAN 48064-4127
(248) 524-8700

GRAND RAPIDS OFFICE
STATE OF MICHIGAN OFFICE BUILDING
350 OTTAWA, N.W.
GRAND RAPIDS, MICHIGAN 49503-2349
(616) 456-1167

LANSING OFFICE
925 W. OTTAWA ST.
P.O. BOX 30022
LANSING, MICHIGAN 48909-7522
(517) 373-0786

MARTHA D. MOORE
CHAIRPERSON

DAVID L. PORTEOUS
VICE-CHAIRPERSON

BARBARA B. SMITH
SECRETARY

MEMBERS

MARY M. FOWLIE
ROZANNE SEDLER
REV. DOUGLAS WARD GALLAGER
JEFFREY T. NEILSON
CHARLES S. KENNEDY III
PASTOR R.B. OUELLETTE

STATE OF MICHIGAN

ATTORNEY GRIEVANCE COMMISSION

BUHL BUILDING
535 GRISWOLD, SUITE 1700
DETROIT, MICHIGAN 48226
TELEPHONE (313) 961-6585
WWW.AGCMI.COM

ROBERT L. AGACINSKI
GRIEVANCE ADMINISTRATOR

ROBERT E. EDICK
DEPUTY ADMINISTRATOR

CYNTHIA C. BULLINGTON
ASSISTANT DEPUTY ADMINISTRATOR

ASSOCIATE COUNSEL

WENDY A. NEELEY
RUTHANN STEVENS
STEPHEN P. VELLA
PATRICK K. MCGLINN
FRANCES A. ROSINSKI
EMILY A. DOWNEY
KIMBERLY L. UHURU
NANCY R. ALBERTS
DINAP. DAJANI
RHONDA SPENCER POZEHL
TODD A. MCCONAGHY
JOHN K. BURGESS

July 27, 2012

PERSONAL AND CONFIDENTIAL

Mr. Lamarr Robinson DOC # 221610
Saginaw CF
9625 Pierce Rd.
Freeland, MI 48623

Re: Lamarr Robinson as to Paul Daniel Curtis
File No. 1598-12

Dear Mr. Robinson:

This letter is to acknowledge receipt of your Request for Investigation.

Your Request for Investigation is being assigned to a member of the Commission staff for review. We must determine (1) if this is a matter that falls within the Commission's jurisdiction; (2) whether the facts you have provided indicate a violation of any of the rules which the Commission enforces; and (3) whether further investigation is warranted.

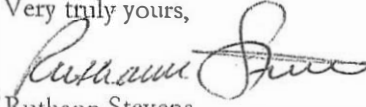
If further action is warranted, a full investigation will be instituted. Upon completion of such an investigation the matter will be referred to the Commission for its consideration. If we need additional facts or information from you, a member of our staff will be in touch with you to obtain them.

If, on the other hand, we determine after preliminary investigation that the complaints contained in your Request for Investigation do not merit further attention by the commission, you will be notified of that determination in writing.

Please be assured that we are acting as expeditiously as we can to give your matter careful attention. You will receive written notice of our decision promptly after we conclude our work.

Thank you for bringing this matter to the attention of the Attorney Grievance Commission.

Very truly yours,


Ruthann Stevens
Senior Associate Counsel

RS/bt

MARTHA D. MOORE
CHAIRPERSON

DAVID L. PORTEOUS
VICE-CHAIRPERSON

BARBARA B. SMITH
SECRETARY

MEMBERS

MARY M. FOWLIE
ROZANNE SEDLER
REV. DOUGLAS WARD GALLAGER
JEFFREY T. NEILSON
CHARLES S. KENNEDY III
PASTOR R.B. OUELLETTE

STATE OF MICHIGAN
ATTORNEY GRIEVANCE COMMISSION



BUHL BUILDING
535 GRISWOLD, SUITE 1700
DETROIT, MICHIGAN 48226
TELEPHONE (313) 961-6585
WWW.AGCMI.COM

ROBERT L. AGACINSKI
GRIEVANCE ADMINISTRATOR

ROBERT E. EDICK
DEPUTY ADMINISTRATOR

CYNTHIA C. BULLINGTON
ASSISTANT DEPUTY ADMINISTRATOR

ASSOCIATE COUNSEL

WENDY A. NEELEY
RUTHANN STEVENS
STEPHEN P. VELLA
PATRICK K. MCGLENN
FRANCES A. ROSINSKI
EMILY A. DOWNEY
KIMBERLY L. UHURU
NANCY R. ALBERTS
DINA P. DAJANI
RHONDA SPENCER POZEHL
TODD A. MCCONAGHY
JOHN K. BURGESS

September 07, 2012

PERSONAL AND CONFIDENTIAL

Lamarr Robinson # 221610
Saginaw CF
9625 Pierce Rd.
Freeland, MI 48623

Nicole Waller
14870 Tracey
Detroit, MI 48227

Paul Daniel Curtis
3000 E Grand Blvd
Detroit, MI 48202-3134

**Re: Lamarr Robinson and Nicole Waller as to Paul Daniel Curtis
File No. 1598-12**

The above-referenced file has been assigned to Senior Associate Counsel Dina P. Dajani to investigate. With this letter, a copy of Attorney Paul Daniel Curtis's answer is being provided to Lamarr Robinson. It is the obligation of each party to maintain a current and accurate address and telephone number with this office. Should either party wish to comment further, please direct all correspondence to Senior Associate Counsel Dina P. Dajani referencing the AGC file number above.

/rlf
Enclosure

MARTHA D. MOORE
CHAIRPERSON

DAVID L. PORTEOUS
VICE-CHAIRPERSON

BARBARA B. SMITH
SECRETARY

MEMBERS
MARY M. FOWLIE
ROZANNE SEDLER
REV. DOUGLAS WARD GALLAGER
JEFFREY T. NEILSON
CHARLES S. KENNEDY III
PASTOR R. B. OUELLETTE

STATE OF MICHIGAN
ATTORNEY GRIEVANCE COMMISSION

BUHL BUILDING
535 GRISWOLD, SUITE 1700
DETROIT, MICHIGAN 48226
TELEPHONE (313)961-6585
WWW.AGCM.COM

ROBERT L. AGACINSKI
GRIEVANCE ADMINISTRATOR

ROBERT E. EDICK
DEPUTY ADMINISTRATOR

CYNTHIA C. BULLINGTON
ASSISTANT DEPUTY ADMINISTRATOR

ASSOCIATE COUNSEL
WENDY A. NEELEY
RUTHANN STEVENS
STEPHEN P. VELLA
PATRICK K. MCGLINN
FRANCES A. ROSINSKI
EMILY A. DOWNEY
KIMBERLY L. UHURU
NANCY R. ALBERTS
DINA P. DAJANI
RHONDA SPENCER POZEHL
TODD A. MCCONAGHY
JOHN K. BURGESS

September 10, 2012

PERSONAL AND CONFIDENTIAL

Nicole Waller
14870 Tracey
Detroit, MI 48227

RE: Lamarr Robinson and Nicole Waller as to Paul D. Curtis
AGC File No. 1598-12

Dear Ms. Waller:

Your request for investigation states that Mr. Curtis was paid a cash payment of \$8,500 to represent Mr. Robinson in his criminal appeal. Please provide proof of that payment, such as a receipt from Mr. Curtis. Additionally, if you have a copy of a written retainer/fee agreement with Mr. Curtis, please provide a copy of that as well.

I would appreciate a response within two weeks of your receipt of this letter. Thank you for your cooperation.

Very truly yours,


Dina P. Dajani
Senior Associate Counsel

DPD/jmb
cc: Lamarr Robinson

PAUL DANIEL CURTIS
ATTORNEY AT LAW
3000 East Grand Boulevard
Detroit, Michigan 48202-3134
(313) 331-5265; Fax (313) 864-9840

2012 AUG 27 AM 10:21
RECEIVED
ATTORNEY GENERAL'S OFFICE

Response to Request for Investigation 1598/12

August 26, 2012

Mr. Robinson solicited this counsel concerning representation after he was convicted before the Honorable Vera Massey-Jones.

The issues involved in the case were made complex by the witness(s) changing of the original statements made to the Detroit Police Department concerning the shooting of a young man at the BP Gas station located at West 7 Mile and Wyoming.

The Gas station closed circuit video tape was used by the prosecution at trial. The video tape was never provided to the trial court counsel as determined by this counsel after several months of seeking the discovery from Mr. Washington of the State Defender's Office. The discovery was not made available until after the Christmas/New Years holiday. No explanation was ever given why the numerous requests for the discovery/client file took so long to provide. Several of Mr. Washington's co-Defender was asked to intercede in getting the file without success.

The trial file was imperative due to the many conversations by way of 3 way calls from Mr. Robinson concerning the appeal and more importantly the video (DVD) of the close circuit recording which would purportedly show that the person who was alleged to have shot the victim at the gas station was not the defendant.

The Detroit Police and the Assistant Wayne County Prosecutor sought to undermine the eyewitness testimony of the shooting when a witness who was called by the prosecution was presented in such a way as to infer that the young man had something to do with the shooting. This tactic undermined the truth-seeking process of the trial and denied the defendant due process of law and a fair trial.

There were other witnesses who observed the alleged shooter who was riding on a BMX type bike and road past a "potential" witness who was never called by the prosecution or the defense at trial. This person was interviewed by the police, however, never called at trial.

A list of alibi witnesses, who were never called by the defense at trial, was reviewed with at least one of the persons interviewed over the telephone. This list was provided to counsel by petitioner's girlfriend who also met with counsel and facilitated the meeting between counsel and a witness who could shed light on the change in statements by at least one of the witnesses if not the critical witness who changed her "story" after leaving the jurisdiction and causing the first trial to be set over for several months.

Through some inadvertence counsel did not receive the communication from the Court of Appeals warning that the matter would be dismissed due to lack of prosecution.

An attempt to visit petitioner was rejected by the prison which stated to this counsel that they were restricting visits at that prison for just the visitation days which were available to the family of the prisoner. That the visitation rules had been administratively changed by the department of corrections.

Once counsel was informed of the dismissal for lack of prosecution step were taken to prepare a motion for leave to appeal, however, even at this point the Wayne County Assistant Prosecutor who tried the case refused to give a copy or provide a copy of the video to counsel. Counsel was told that a copy of the closed circuit video would be on "U-tube".

The discs provided by the trial attorney proved to be only audio recordings of jail conversations intercepted by the Wayne County Sheriff's Department and provided to the prosecution. Again the video recording(s) were absent.

Respectfully submitted.

Paul Daniel Curtis, P29737

Counsel was given permission to submit this response on August 27, 2012 after contacting the AGC office seeking more time to file this answer. Counsel spoke with Gina who answered the telephone at the AGC office.

This answer is being made without the benefit of the client file which was turned over to the "client" at the client's insistence. Mr. Robinson wanted the hospitalization records of the victim as well as the trial transcripts and witness statements. This request was from Mr. Robinson and his girlfriend.

All Content My Emails Shared Emails My Files Intranet File Shares Images People CRM

Do more ▾

Advanced Search | Preferences | Help

@attorney=paul curtis

Search

Showing results 1 - 8 of 8.

Sort By: Relevance | Date ▾ | Attorney

0.03 second

CURTIS, Paul Daniel-Notice Of Automatic Reinstatement-Effective January 08, 2002

1/10/2002

Document Type:

Notice (8)

Paul Daniel Curtis, P-29737, Detroit, Michigan. ... Effective January 8, 2002. ... Respondent was suspended from the practice of law in Michigan for 30 days effective ...
 Concepts: respondent; Michigan; Paul Daniel Curtis; affidavit of compliance; practice of law; suspension; accordance; Detroit
 Type: Notice
 City: Detroit
 County: Wayne
<http://www.adbmich.org/coveo/notices/2002-01-10-01n-93a.pdf> - 1 page
 Quick View | Details | ☆

Attorney:

Curtis, Paul D. (5)

Curtis, Paul Daniel (3)

Year:

2002 (1)

2001 (1)

1999 (4)

1997 (2)

Save: Query | Filter

CURTIS, Paul D.-Notice Of Suspension With Conditions (By Consent)-Effective December ...

12/20/2001

(By Consent) ... Paul D. Curtis, P-29737, Detroit, Michigan, by Attorney Discipline Board Tri-County ... Respondent's conduct was in violation of Michigan Rules of
 Concepts: respondent; Grievance Commission; hearing panel; misconduct; law; Michigan Rules; payment fee; remainder of Formal; Professional; interest-bearing; allegations; stipulation
 Type: Notice
 City: Detroit
 County: Wayne
<http://www.adbmich.org/coveo/notices/2001-12-20-01n-93.pdf> - 1 page
 Quick View | Details | ☆

CURTIS, Paul D.-Notice Of Reprimand With Condition-Effective October 21, 1999

11/12/1999

Paul D. Curtis, P-29737, Detroit, Michigan, by the Attorney Discipline Board, Tri-County Hearing Panel #21. ... Costs were assessed in the amount of \$234.62.
 Concepts: hearing panel; respondent; consent; cause charging; Grievance Administrator; amount; Costs; misconduct
 Type: Notice
 City: Detroit
 County: Wayne
<http://www.adbmich.org/coveo/notices/1999-11-12-99-030.pdf> - 1 page
 Quick View | Details | ☆

CURTIS, Paul D.-Notice Of Reprimand And Probation With Restitution (By Consent)-Effect...

11/1/1999

(By Consent) ... Paul D. Curtis, P-29737, Detroit, Michigan, by Attorney ... Respondent thereafter contacted the complainant and indicated that he was prepared to ...
 Concepts: respondent; complainant; matter; paid; probation; post-conviction relief; law practice; parties stipulated; Michigan Rules; panel concluded; numerous inquiries; attorney fees
 Type: Notice
 City: Detroit
 County: Wayne
<http://www.adbmich.org/coveo/notices/1999-11-01-98-99.pdf> - 2 pages
 Quick View | Details | ☆

CURTIS, Paul Daniel-Notice Of Automatic Reinstatement-Effective March 15, 1999

3/1/1999

Paul Daniel Curtis, P-29737, Detroit, Michigan. ... Effective March 15, 1999. ... Respondent was suspended from the practice of law in Michigan for a period of 40 days ...
 Concepts: Michigan Supreme Court; respondent; Paul Daniel Curtis; affidavit of compliance; practice of law; suspension; accordance; Detroit
 Type: Notice
 City: Detroit
 County: Wayne
<http://www.adbmich.org/coveo/notices/1999-03-01-98-135a.pdf> - 1 page
 Quick View | Details | ☆

CURTIS, Paul Daniel-Notice Of Suspension And Restitution (By Consent)-Effective...

2/1/1999

Paul Daniel Curtis, P-29737, Detroit, Michigan, by Attorney Discipline Board ... Respondent entered a plea of no contest to allegations that he neglected the matter ...
 Concepts: respondent; complainant; Michigan Rules; request; parties stipulated; requested information; Attorney Grievance Commission; unearned portion; criminal appellate; practice of law; Court of Appeals; correspondence
 Type: Notice
 City: Detroit
 County: Wayne
<http://www.adbmich.org/coveo/notices/1999-02-01-98-135.pdf> - 1 page
 Quick View | Details | ☆

CURTIS, Paul D.--Effective November 14, 1997

11/14/1997

(By Consent) ... Paul D. Curtis, P-29737, Detroit, Michigan, by Attorney ... Respondent entered a plea of no contest to allegations that he neglected the matter, ...
 Concepts: respondent; parties stipulated; Michigan Rules; Felony Firearm; advanced fees; conviction of Voluntary; amount; Costs; Manslaughter
 Type: Notice
<http://www.adbmich.org/coveo/notices/1997-11-14-95n-251.pdf> - 2 pages
 Quick View | Details | ☆

CURTIS, Paul D.--Effective January 07, 1997

1/7/1997

Paul D. Curtis, P-29737, Detroit, Michigan, by Attorney ... (1) Reprimand; ... Respondent was retained to represent the complainant in the appeal of a criminal ...
 Concepts: respondent; court; client; appellate action; panel found; criminal matter; amount; Costs; representation; complainant
 Type: Notice
<http://www.adbmich.org/coveo/notices/1997-01-07-94n-188.pdf> - 1 page
 Quick View | Details | ☆

ResultPage: 1

powered by **coveo**

NOTICE OF AUTOMATIC REINSTATEMENT

Case No. 01-93-GA

Notice Issued: January 10, 2002

Paul Daniel Curtis, P-29737, Detroit, Michigan.

Effective January 8, 2002.

Respondent was suspended from the practice of law in Michigan for 30 days effective December 1, 2001. In accordance with MCR 9.123(A), the suspension was terminated with the respondent's filing of an affidavit of compliance with the clerk of the Michigan Supreme Court on January 8, 2002.

NOTICE OF SUSPENSION WITH CONDITIONS
(By Consent)

Case No. 01-93-GA

Notice Issued: December 20, 2001

Paul D. Curtis, P-29737, Detroit, Michigan, by Attorney Discipline Board Tri-County Hearing Panel #19.

1. Suspension - 30 Days;
2. Effective December 1, 2001.

The respondent and the Grievance Administrator, through their respective counsel, filed a stipulation for a consent order of discipline in accordance with MCR 9.115(F)(5) which was approved by the Attorney Grievance Commission and accepted by the hearing panel. The respondent pled no contest to the allegations that he failed to communicate with his client regarding the status of his matter; and failed to deposit an advance payment fee into an interest-bearing account in which no funds belonging to respondent or his law firm were being held. Respondent's conduct was in violation of Michigan Rules of Professional Conduct 1.4 and 1.15(a). The parties agreed that the remainder of Formal Complaint 01-93-GA may be dismissed and that respondent will be subject to conditions relevant to the established misconduct.

The hearing panel ordered that respondent's license to practice law be suspended for 30 days effective December 1, 2001 and that respondent be subject to conditions relevant to the established misconduct. Costs were assessed in the amount of \$186.60.

NOTICE OF REPRIMAND WITH CONDITION

Case Nos. 99-030-MZ; 98-135-GA

Paul D. Curtis, P-29737, Detroit, Michigan, by the Attorney Discipline Board, Tri-County Hearing Panel #21.

1. Reprimand with Condition.
2. Effective October 21, 1999.

The Grievance Administrator filed a petition for order to show cause charging that respondent failed to comply with the hearing panel's consent order of discipline, entered in case number 98-135-GA, by failing to satisfy the terms and conditions within the time periods specified in that order. A hearing was conducted on September 17, 1999 and the hearing panel concluded that respondent had violated the consent order, specifically MCR 9.115(F)(5); MCR 9.119; and MCR 9.123(A). The hearing panel ordered that respondent be reprimanded with a condition relative to the established misconduct.

Costs were assessed in the amount of \$234.62.

NOTICE OF REPRIMAND AND PROBATION WITH RESTITUTION
(By Consent)

Case Nos. 98-99-GA; 98-115-FA

Paul D. Curtis, P-29737, Detroit, Michigan, by Attorney
Discipline Board Tri-County Hearing Panel #6.

- 1) Reprimand and Probation Six Months;
- 2) Effective October 12, 1998.

The complainant retained respondent to pursue an appeal on behalf of her son. Respondent was paid approximately \$1000 to research and investigate the matter. Respondent thereafter contacted the complainant and indicated that he was prepared to pursue the matter upon the payment of additional attorney fees. Respondent was paid an additional \$2,700. Respondent pled no contest to allegations that he failed to pursue post-conviction relief on behalf of the complainant's son; failed to respond to the complainant's numerous inquiries as to the status of the post-conviction relief; and failed to refund the \$2,700 paid to him for the purpose of pursuing an appeal.

The panel concluded that respondent's conduct violated MCR 9.104(1)-(4); and Michigan Rules of Professional Conduct 1.2(a); 1.3; 1.4; 1.5; 1.15(b); 1.16(d); 3.2; and 8.4(a)-(c).

The parties stipulated that respondent be reprimanded and placed on probation for six months, subject to conditions including monitoring of respondent's law practice and restitution to the complainant in the sum of \$2,700. Costs were assessed in the amount of \$183.26.

NOTICE OF AUTOMATIC REINSTATEMENT

Case No. 98-135-GA

Paul Daniel Curtis, P-29737, Detroit, Michigan.

Effective March 15, 1999.

Respondent was suspended from the practice of law in Michigan for a period of 40 days effective December 22, 1998. In accordance with MCR 9.123(A), the suspension was terminated with the respondent's filing of an affidavit of compliance with the clerk of the Michigan Supreme Court on March 15, 1999.

NOTICE OF SUSPENSION AND RESTITUTION
(By Consent)

Case No. 98-135-GA

Paul Daniel Curtis, P-29737, Detroit, Michigan, by Attorney Discipline Board
Tri-County Hearing Panel #21.

- 1) Suspension - 40 Days;
- 2) Effective December 22, 1998.

Respondent was retained and paid \$5,100 to substitute in as counsel for the complainant in his criminal appellate case. Respondent entered a plea of no contest to allegations that he neglected the matter by failing to timely file the appropriate motions and the required filing fees with the Court of Appeals; failed to refund the unearned portion of the \$5,100 fee; filed an untimely answer to the Request for Investigation; failed to produce a complete copy of his client file to the Attorney Grievance Commission upon request and subpoena; and failed to answer correspondence from the AGC or to otherwise provide the requested information.

Respondent pled no contest to charges that his conduct violated MCR 9.103(C); MCR 9.104(1)-(4) and (7); MCR 9.113(A) and (B)(2); and Michigan Rules of Professional Conduct 1.2(a); 1.3; 1.4; 1.5(a); 1.15(b); 1.16(d); 3.2; 8.1(b); and 8.4(a) and (c).

The parties stipulated that respondent be suspended from the practice of law in Michigan for a period of 40 days effective December 22, 1998, and make restitution to the complainant in the sum of \$4,600. Costs were assessed in the amount of \$47.69.

NOTICE OF REPRIMAND
(By Consent)

Case Nos. 95-251-GA; 95-284-FA

Paul D. Curtis, P-29737, Detroit, Michigan, by Attorney
Discipline Board Tri-County Hearing Panel #6.

- 1) Reprimand;
- 2) Effective November 14, 1997.

Respondent was paid \$4,000 as advanced fees to represent the complainant on an appeal of right from a conviction of Voluntary Manslaughter and Felony Firearm. Respondent entered a plea of no contest to allegations that he neglected the matter, in violation of MCR 9.104(1)-(4); and Michigan Rules of Professional Conduct 1.1(a)-(c); 1.2(a); 1.3; 1.4; 3.2; and 8.4(a) and (c).

The parties stipulated that respondent be reprimanded.
Costs were assessed in the amount of \$1,228.19.

NOTICE OF REPRIMAND

Case No. 94-188-GA

Paul D. Curtis, P-29737, Detroit, Michigan, by Attorney
Discipline Board Tri-County Hearing Panel #29.

- 1) Reprimand;
- 2) Effective January 7, 1997.

Respondent was retained to represent the complainant in the appeal of a criminal matter. The panel found, by majority, that respondent failed to take any appellate action on his client's behalf in either the trial court or the Court of Appeals; and failed to take steps to withdraw from the representation or to advise his client of his inaction.

Respondent's conduct was found to be in violation of MCR 9.104(1)-(4); and Michigan Rules of Professional Conduct 1.1(c); 1.2(a); 1.3; 1.4; 1.16(d); 3.2; and 8.4(a) and (c).

Costs were assessed in the amount of \$1,026.75.